

FISCAL NOTE

SB 777 - HB 1782

April 4, 2007

SUMMARY OF BILL: Authorizes the use of deadly force against a person who unlawfully enters or attempts to enter a place of business if such force is used by the owner of the business or a person employed by the owner to protect such business.

ESTIMATED FISCAL IMPACT:

Decrease State Expenditures - \$46,100 / Incarceration

Decrease Local Govt. Expenditures – Not Significant

Assumptions:

- Adding this provision to the self-defense statute would result in a decrease in convictions for both misdemeanors and felonies. There will not be a sufficient decrease in the number of prosecutions for local governments to experience any significant decrease in expenses.
- The Department of Correction (DOC) estimates one less Class C felony conviction for voluntary manslaughter every three years. The annualized time served per conviction is 108.48 days (0.33 annual number of convictions x 328.73 days served). According to DOC, the average operating cost per inmate per day for calendar year 2007 is \$60.16. The annualized decrease in state expenditures per conviction is \$6,526.16 ($\$60.16 \times 0.33 \times 328.73$).
- DOC estimates two less Class C felony convictions for aggravated assault per year. The cost per inmate at 0.9 years is \$19,776.40. The decrease in state expenditures for two offenders is \$39,552.80 ($\$19,776.40 \times 2$).

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



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James W. White, Executive Director